

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

RANDAL N. WIIDEMAN,
#22306

Plaintiff,

vs.

DAVID HOMAN, *et al.*,

Defendants.

3:10-cv-00379-ECR-VPC

ORDER

18 This is a prisoner civil rights action. Plaintiff is incarcerated at Ely State Prison (“ESP”)
19 and has sued mailroom officer David Homan. Plaintiff alleges that defendant has refused to deliver mail
20 that complies with prison regulations to plaintiff in retaliation for plaintiff filing suit in *Wiideman v.*
21 *McDaniel, et al.*, 3:09-cv-00650-LRH-VPC.

22 Plaintiff's allegations in this action directly relate to his claims in *Wiideman v. McDaniel*,
23 which has already been consolidated pursuant to Fed. R. Civ. P. 42 with three other actions filed by
24 plaintiff. (See *Wiideman v. McDaniel, et al.*, 3:09-cv-00650-LRH-VPC, docket #9). In fact, in the
25 instant case, plaintiff has filed a "motion to join case with *Wiideman v. Homan*, et al., 3:10-cv-00496-

1 LRH-RAM" (docket #7), which is yet another action setting forth common questions of law or fact.¹
2 In all of these actions, plaintiff sets forth various claims that mail room personnel have refused to deliver
3 incoming mail to plaintiff, process outgoing mail by plaintiff and otherwise interfere with plaintiff's
4 mail. In the interest of conserving the court's and the parties' resources, these related claims must all
5 be brought in the same action.

6 Accordingly, this action is dismissed. Plaintiff may, if he chooses, seek to amend his
7 complaint in *Wiideman v. McDaniel, et al.*, 3:09-cv-00650-LRH-VPC to include all of his claims related
8 to this alleged mail room dispute. Plaintiff is cautioned that any further separate actions he attempts to
9 file alleging any related claims will be dismissed.

10 **IT IS THEREFORE ORDERED** that the Clerk of Court shall detach and **FILE** the
11 complaint (docket #1-2).

12 **IT IS FURTHER ORDERED** that this action is **DISMISSED** with prejudice.

13 **IT IS FURTHER ORDERED** that plaintiff's motion to join case (docket #7) is
14 **DENIED**.

15 **IT IS FURTHER ORDERED** that the Clerk of Court **shall file** a copy of this order in
16 WIIDEMAN V. MCDANIEL, ET AL., 3:09-cv-00650-LRH-VPC.

17 **IT IS FURTHER ORDERED** that the Clerk shall enter judgment accordingly and
18 close this case.

19 DATED this 7th day of September, 2010.

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UNITED STATES DISTRICT JUDGE

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26 ¹Confusingly, in *Wiideman v. Homan, et al.*, in 3:10-cv-00496 ("Homan II"), plaintiff indicates
that he will seek to consolidate that matter with *Wiideman v. McDaniel, et al.*,
3:09-cv-00650-LRH-VPC. (See *Homan II*, 3:10-cv-00496-LRH-RAM, docket #1-2).